

**§ 287.110 Who is eligible to receive assistance or services under a Tribe's NEW Program?**

(a) A Tribe must specify in its NEW Program plan the population and service area to be served. In cases where a Tribe designates a service area for its NEW Program that is different from its Bureau of Indian Affairs (BIA) service area, an explanation must be provided.

(b) A Tribe must include eligibility criteria in its plan and establish internal operating procedures that clearly specify the criteria to be used to establish an individual's eligibility for NEW services. The eligibility criteria must be equitable.

**§ 287.115 When a NEW grantee serves TANF recipients, what coordination should take place with the Tribal or State TANF agency?**

The Tribe should coordinate with the Tribal or State TANF agency on:

- (a) Eligibility criteria for TANF recipients to receive NEW Program services;
- (b) Exchange of case file information;
- (c) Changes in client status that result in a loss of cash assistance, food stamps, Medicaid or other medical coverage;
- (d) Identification of work activities that may meet Tribal or State work participation requirements;
- (e) Resources available from the Tribal or State TANF agency to ensure efficient delivery of benefits to the designated service population;
- (f) Policy for exclusions from the TANF program (*e.g.*, criteria for exemptions and sanctions);
- (g) Termination of TANF assistance when time limits become effective;
- (h) Use of contracts in delivery of TANF services;
- (i) Prevention of duplication of services to assure the maximum level of services is available to participants;
- (j) Procedures to ensure that costs of other program services for which welfare recipients are eligible are not shifted to the NEW Program; and
- (k) Reporting data for TANF quarterly and annual reports.

**§ 287.120 What work activities may be provided under the NEW Program?**

(a) The Tribe will determine what work activities are to be provided.

(b) Examples of allowable activities include, but are not limited to: Educational activities, alternative education, post secondary education, job readiness activity, job search, job skills training, training and employment activities, job development and placement, on-the-job training (OJT), employer work incentives related to OJT, community work experience, innovative approaches with the private sector, pre/post employment services, job retention services, unsubsidized employment, subsidized public or private sector employment, community service programs, entrepreneurial training, management training, job creation activities, economic development leading to job creation, and traditional subsistence activities.

**§ 287.125 What supportive and job retention services may be provided under the NEW Program?**

The NEW Program grantee may provide, pay for or reimburse expenses for supportive services, including but not limited to transportation, child care, traditional or cultural work related services, and other work or family sufficiency related expenses that the Tribe determines are necessary to enable a client to participate in the program.

**§ 287.130 Can NEW Program activities include job market assessments, job creation and economic development activities?**

(a) A Tribe may conduct job market assessments within its NEW Program. These might include the following:

- (1) Consultation with the Tribe's economic development staff or leadership that oversees the economic and employment planning for the Tribe;
- (2) Consultation with any local employment and training program, Workforce Development Boards, One-Stop Centers, or planning agencies that have undertaken economic and employment studies for the area in which the Tribe resides;
- (3) Communication with any training, research, or educational agencies